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INTELLECTUAL PROPERTY LAW180 Pine Avenue North, Oldsmar FL 34677
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CENTRAL FAX CENTER**JUL 6 - 2006****Fax****INTELLECTUAL PROPERTY LAW**

To:	U.S. Patent & Trademark Office	From:	Thomas E. Toner
Attn:	Sandra L. Brase	Client:	1524.01
Fax:	(571) 273-8300	Pages:	13 including coversheet
Phone:	(571) 272-2131	Date:	July 6, 2006
Re:	USPN: 10/742,323	CC:	

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Dear Examiner Brase:

In response to the Notice of Non-Compliant Amendment mailed on June 26, 2006, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated July 6, 2006 (2 pages);
- 2) Copy of Notice of Non-Compliant Amendment (1 page); and
- 3) Response to Notice of Non-Compliant Amendment with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated July 6, 2006 (9 pages).

Very respectfully,

Thomas E. Toner
Reg. No. 57,422

The documentation accompanying this transmission contains information from the Law Office of Smith & Hopen, P.A., which is confidential and/or privileged. The information is intended only for the use of the individual or entity named on this sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance upon the contents of this telecopied information is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately, so that we can arrange for the return of the original documents to us at no cost to you.

JUL 6 - 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/742,323 Confirmation No.: 5776
Applicant: : Steven Miller
Filed: : 12/19/2003
Art Unit : 5776
Examiner : Sandra L. Brase

Docket No. : 1524.01
Customer No. : 21901
For : Removable Toner Cartridge Universal Adapter

Faxed to Technology Center 5700(703) 872-9306
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is an independent inventor. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATE OF FACSIMILE TRANSMISSION
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this Response to Notice of Non-Compliant Amendment (37 C.F.R. 1.121) is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 5700 Attn: Sandra L. Brase, (571) 273-8300 on July 6, 2006.

Dated: July 6, 2006


Charlene Morgan

(Amendment Transmittal—page 1)

JUL 6 - 2006

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	33	Minus	72	= 0	x \$25 =	\$0
Indep.	3	Minus	3	= 0	x \$100 =	\$0
First Presentation of Multiple Dependent Claim					+ \$180 =	\$0
Total					Addit. Fee	\$0

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 - ** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
 - *** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,



Thomas E. Toner
Smith & Hopen, P.A.
180 Pine Avenue North
Oldsmar, Florida 34677

Reg. No. 57,422
Tel. No.: (813) 925-8505

(Amendment Transmittal—page 2)

JUL 6 - 2006

**Notice of Non-Compliant
Amendment (37 CFR 1.121)**

Application No.

10/742323

Examiner

Applicant(s)

Art Unit

2852

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 06/08/06 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
 - ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____.
- ☐ 2. Abstract:
 - ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
 - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☒ 4. Amendments to the claims:
 - ☒ A. A complete listing of all of the claims is not present.
 - ☒ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____.
- ☒ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):
claims 14-18 and 21-72 no text is listed.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment, an amendment filed after allowance, or a drawing submission (only). If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Terrance Lawrence

Legal Instruments Examiner (LIE), if applicable

571-272-2584

Telephone No.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/742,323 Confirmation No.: 5776
Applicant: : Steven Miller
Filed: : 12/19/2003
Art Unit : 2852
Examiner : Sandra L. Brase
Docket No. : 1524.01
Customer No. : 21,901
For : Removable Toner Cartridge Universal Adapter

Transmitted to Central Fax at (571) 273-8300
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Introductory Comments

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed June 6, 2006, having a shortened statutory period for response set to expire July 26, 2006, Applicants attach hereto a corrected Amendment to the Claims.

Amendments to the claims begin on page 2 of this paper